

AO 120 (Rev. 3/04)

TO: <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Delaware on the following  Patents or  Trademarks:

DOCKET NO. 05cv645	DATE FILED 9/2/05	U.S. DISTRICT COURT DISTRICT OF DELAWARE	
PLAINTIFF Novo Nordisk A/S		DEFENDANT Sanofi-Aventis, et al.	
PATENT OR TRADEMARK NO.		DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 US 6,582,408 B1		6/24/03	Thomas Buch-Rasmussen
2			
3			
4			
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.		DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1			
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
<i>Voluntarily dismissed by plaintiff. See Court's Order dated 9-10-2007.</i>

CLERK PETER T. DALLEO, CLERK OF COURT	(BY) DEPUTY CLERK <i>R. Phillips</i>	DATE 9-12-07
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

NOVO NORDISK A/S, )  
                          )  
Plaintiff,            )  
                          )  
v.                     )   Civ. No. 05-645-SLR  
                          )  
                          )  
SANOFI-AVENTIS, AVENTIS )  
PHARMACEUTICALS INC., AVENTIS )  
PHARMA DEUTSCHLAND GMBH, and )  
AVENTIS PHARMA AG,     )  
                          )  
Defendants.            )

**O R D E R**

At Wilmington this 10<sup>th</sup> day of September, 2007, having reviewed plaintiff's motion to voluntarily dismiss, filed in connection with plaintiff's covenant not to sue; and consistent with the covenant not to sue (D.I. 152, ex. A) and the litigation as observed by the court;

IT IS ORDERED that plaintiff's motion to voluntarily dismiss (D.I. 152) is granted as follows:

1. Plaintiff's claims asserted against defendants in the complaint are dismissed with prejudice.
2. Defendants' counterclaims against the plaintiff are dismissed without prejudice.
3. Each party shall bear its own costs.

  
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United States District Judge